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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 John Vance,  
12 Plaintiff,  
13 v.  
14 Construction & General Laborers' Local Union  
15 No. 185, et al.,  
16 Defendants.  
No. 2:21-cv-02048-KJM-DMC  
ORDER

18 As stipulated (ECF No. 8), all claims against defendant Doyle Radford, Jr. are **dismissed**  
19 **with prejudice.**

20 The stipulation to dismiss certain claims against defendant Construction & General  
21 Laborers' Local Union No. 185 is not effective. Although *parties* may be dismissed under Rule  
22 41(a), *claims* may not be so dismissed. *See Hells Canyon Pres. Council v. U.S. Forest Serv.*, 403  
23 F.3d 683, 687–89 (9th Cir. 2005). The dismissal of a particular claim may be accomplished by an  
24 amendment to the pleadings. *See id.* The court thus construes the stipulation to dismiss certain  
25 claims against Construction & General Laborers' Local Union No. 185 as a stipulation to amend  
26 the complaint under Rule 15(a)(2). Any amended complaint must be filed **within twenty-one**  
27 **days.**

1 IT IS SO ORDERED.  
2 DATED: January 5, 2022.  
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CHIEF UNITED STATES DISTRICT JUDGE